

Preliminary Certificate of Title

File No. B1218-2000

Project No. NHU-2-052(017(265)

Stutsman County

TO THE STATE OF NORTH DAKOTA:

The OLD REPUBLIC NATIONAL TITLE INSURANCE COMPANY, a corporation organized and existing under the laws of the State of Minnesota, with its principal office in the City of Minneapolis, State of Minnesota, hereby certifies that it has made a thorough search of the title to the property described in SCHEDULE "A" hereof, and that the title to said property was indefeasibly vested of record in:

City of Jamestown

as of the 11th day of April, 2000, free and clear of all encumbrances, defects, interest and all other matters whatsoever, of record impairing or adversely affecting the title to said property, except as shown in SCHEDULE "B" hereof.

The maximum liability of the undersigned under this certificate is limited to the sum of \$1,000.00. In consideration of the premium paid, this certificate is issued for the use and benefit of the State of North Dakota.

IN WITNESS WHEREOF, said corporation has caused these presents to be signed in its name and behalf, sealed with its corporate seal, and delivered by its proper officers thereunto duly authorized, as of the date last above mentioned.

**The North Dakota Guaranty and Title Co.
Suite 409 400 East Broadway
Bismarck ND 58501**

**Old Republic National Title Insurance Company
A Stock Company
400 Second Avenue South,
Minneapolis MN 55401
(612)371-1111**

Countersigned:



Authorized Officer or Agent

SCHEDULE "A"

Project No. NHU-2-052(017)265
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The property covered by this Certificate is accurately and fully described as follows:

Tract 1: Commencing at the Northwest corner, Southwest Quarter (SW¼) Section Thirty-six (36), Township One Hundred Forty (140) North, Range Sixty-four (64); thence North 89° 53' east along the north line of said SW¼, 1075.13 feet; thence North 62° 47' east 44.75 feet to the point of beginning; thence North 33° 25' east 79.00 feet; thence North 29.72 feet; thence North 14° 39' west 165.74 feet; thence South 12° 26' 15" east 184.64 feet; thence South 28° 38' 51" west 86.27 feet to the point of beginning. Said tract contains 905.91 square feet, more or less, and being part of Mill Lot, Klaus' Third Addition to the City of Jamestown, Stutsman County, North Dakota.

Tract 2: Parcel No. 1-1: A tract of land lying in Mill Lot, Klaus' Third Addition to Jamestown, Stutsman County, North Dakota, located in Section Thirty-six (36), Township One Hundred Forty (140), Range Sixty-four (64), said tract being described as follows: Beginning at a point 1075.13 feet east along the east west quarter line of Section 36, thence 44.75 feet North 62° 47' east thence 86.27 feet North 28° 38' 51" east, thence 165.64 feet, North 12° 26' 15" west to the point of beginning, more or less, from the west quarter corner of said Section 36, thence running North 12° 26' 15" west 19.0 feet to a point on the southerly line of 9th Street, thence west along the southerly limits of 9th Street 7.0 feet, thence southeasterly to the point of beginning. Said tract is shown on the plat as Parcel No. 1-1.

SOURCE OF TITLE:

Quit Claim Deed executed by Community Credit Union to the City of Jamestown, a municipal corp., Dated May 31, 1983, Filed June 3, 1983, 4:30 p.m., as Document Number X77393. (Tract 1)

Warranty Deed executed by Community Coop Credit Union to the City of Jamestown, Dated September 22, 1987, Filed December 26, 1989, 3:00 p.m., as Document Number X103351. (Tract 2).

SCHEDULE "B"

The property described in SCHEDULE "A" hereof is clear and free of all encumbrances, defects, interests and all other matters whatsoever of record impairing or adversely affecting the title to said property, except the following:

1. Real Estate Taxes not yet due. Taxes for 1999 and prior years have been paid. Taxes for 2000 not due until January 1, 2001.
2. Special Assessments, if any, not yet certified to the county for collection.
3. Any and all right, title and interest in coal, iron, oil, gas, fissionable materials or other minerals of any kind.
4. North Dakota Highway Department Right of Way Plat Dated December 15, 1989, Filed December 26, 1989, 3:00 p.m., as Document Number X103352. Project No. M-2-987(008)013.